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8 UNITED STATES DISTRICT COURT

9 SOUTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,) CASE NO. 08CR0248
11) 08MJ0115
12)
Plaintiff,) NOTICE OF MOTION; MOTION FOR
13) VIDEOTAPE DEPOSITION AND
vs.) SUBSEQUENT VOLUNTARY DEPORTATION
14) OF MATERIAL WITNESS; MEMORANDUM
Gabriel Castro,) OF POINTS AND AUTHORITIES AND
15) DECLARATION OF THOMAS G. GILMORE
16) IN SUPPORT THEREOF
Defendant.)
17) DATE: February 14, 2008
TIME: 9:30 am
PLACE: Courtroom of Magistrate
Nita L. Stormes

18 TO: UNITED STATES ATTORNEY; DEFENDANTS AND THEIR ATTORNEYS OF
19 RECORD:

20 PLEASE TAKE NOTICE that on February 14, 2008 at 9:30 a.m. or as
21 soon thereafter as the matter may be heard, material witness,
22 "A.G.R.", a minor, will move the Court for an Order that he be
23 subjected to a videotape deposition prior to trial and subsequent
24 voluntary deportation.

25 This motion will be based on 18 U.S.C. 3144 in that the
26 witness' testimony can be adequately secured by deposition and
27 further detention is not necessary to prevent a failure of justice.

28 This motion is further based on this notice of motion, the

1 memorandum of points and authorities and declaration of Thomas G.
2 Gilmore filed herewith, and as such other and further evidence as
3 may be presented at the hearing of the motion.

4 Respectfully submitted,

5 DATED: 2/13/08

/ss/Thomas G. Gilmore
THOMAS G. GILMORE, Attorney for
Material Witnesses